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RICHARD W. WIEKING BLERK, U.S. BISTHIET BEHAT NORTHERN DISTRICT OF CALIFORNIA

Attorneys for Plaintiff Maria I. Prohias

v.

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SAN FRANCISCO DIVISION

IN THE UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

Plaintiff,

INTEL CORPORATION, a Delaware Corporation,

MARIA I. PROHIAS, individually and on

behalf of all others similarly situated,

Defendant.

Case No. C 05-2699 (MHP)

STIPULATION AND [PROFESED]
ORDER TO STAY DATES, EVENTS AND
DEADLINES PENDING THE OUTCOME
OF THE MOTION TO TRANSFER AND
COORDINATE OR CONSOLIDATE
PURSUANT TO 28 U.S.C. § 1407

WHEREAS, on June 30, 2005, Plaintiff filed the instant action in the Northern District of California ("Prohias Action");

WHEREAS, on or about July 11, 2005, the plaintiffs in <u>Brauch, et al. v. Intel</u> Corp., No. C 05-2743 (BZ) (N. D. Cal., filed July 5, 2005), a related matter, moved before the Judicial Panel on Multi-District Litigation ("MDL"), to transfer and coordinate or consolidate for pre-trial proceedings pursuant to 28 U.S.C. § 1407 ("MDL Motion"), and the Prohias Action has been identified as a related action to that motion;

WHEREAS, on or about July 27, 2005, Judge Patel issued a Related Case Order relating this case to an earlier filed case assigned to her, and canceling or staying certain but not

all dates, events and deadlines in the action; 1 WHEREAS, to date, a decision has not been rendered on the MDL Motion; 2 3 WHEREAS, the outcome of the MDL Motion will impact significantly the 4 schedule of this case; 5 THEREFORE, IT IS HEREBY STIPULATED, pursuant to Civil Local Rule 6-2, 6 by and among counsel for Plaintiff Prohias, and counsel for Defendant Intel Corporation, that 7 any events, dates or deadlines set by the Local Rules or the Federal Rules of Civil Procedure, 8 including the Local Rules for Alternative Dispute Resolution ("ADR Local Rules") and Federal Rules of Civil Procedure 16 and 26, and any deadlines established in any case management order 10 applicable to this case should likewise be stayed pending the outcome of the aforementioned 11 MDL Motion; and 12 IT IS FURTHER STIPULATED by the aforementioned parties that if a case 13 management conference is rescheduled by the Court, the parties shall adjust the dates for any 14 conference, disclosures or reports required by the Local Rules or the Federal Rules of Civil 15 Procedure, including the ADR Local Rules and Federal Rules of Civil Procedure 16 and 26 16 accordingly. 17 18 IT IS HEREBY STIPULATED. 19 Dated: October 28, 2005 20 Keller Grover LLP 21 22 By: /s/ Jeffrey F. Keller 23 JEFFREY F. KELLER 24 25 Attorneys for Plaintiff Prohias 26 27 28 2

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1	Bingham McCutchen LLP
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3	By: /s/ Joy Fuyuno
4	JOY K. FUYUNO
5	Attorneys for Defendant Intel Corporation
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8 9	[PROPOSED] ORDER TO STAY DATES, EVENTS AND DEADLINES PENDING THE OUTCOME OF THE MDL MOTION
10	Any events, dates or deadlines set by the Local Rules or the Federal Rules of
11	Civil Procedure, including the Local Rules for Alternative Dispute Resolution ("ADR Local
12	Rules") and Federal Rules of Civil Procedure 16 and 26, and any deadlines established in any
13	case management order applicable to this case are hereby stayed pending the outcome of the
14	motion to transfer and coordinate or consolidate pursuant to 28 U.S.C. § 1407 ("MDL Motion").
15	Upon the determination of the MDL Motion, if it is necessary for the Court to
16	reschedule a case management conference, the parties shall adjust the dates for any conference,
17	disclosures or reports required by the Local Rules or the Federal Rules of Civil Procedure,
18	including the ADR Local Rules and Federal Rules of Civil Procedure 16 and 26 accordingly.
19	The parties shall notify the Clerk of the Court within 10 days of the decision on
20	the MDL Motion.
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22	IT IS SO ORDERED.
23	Date:
24	Honorable Markyn H. Patel United States District Court Judge
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